



11-26-04

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

DAC \$^{Thu}
Issue Fee

Re the application of: Susan E. Swift *et al.*

Serial No.: 09/847960 Conf. #6153

Filed: May 2, 2001

For: *RNASE Probe Protection Assays in Screening for
Modulators of Immunoglobulin Germline Transcription*

Attorney Docket No.: RGV-012

Group Art Unit: 1639

Examiner: CELSA, Bennett M.

MAILSTOP ISSUE FEE
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

APPLICATION FOR PATENT TERM ADJUSTMENT

Dear Sir:

Applicants have reviewed the allotted patent term adjustment indicated on the Notice of Allowance dated August 24, 2004 and believe that the correct patent term adjustment should be adjusted by 22 days to a total of 330 days.

The Patent and Trademark Office indicated that the Response to Notice to File Missing Parts was received on November 9, 2001 which resulted in applicant delay of 27 days. However, the return receipt postcard (copy attached) indicates that the Response to the Notice of Incomplete Reply mailed in Response to the Notice to File Missing Parts was actually received by the Office on October 18, 2001. Hence, the delay was only 5 days, not 27 days.

Applicants respectfully request that the Patent Term Adjustment be corrected to read 330 days.

Please charge the required fee in the amount of \$200.00 to our Deposit Account No. 12-0080. A duplicate of this paper is enclosed for this purpose.

11/29/2004 DENMANU2 00000006 120080 09847960
03 FC:1455 200.00 DA

Respectfully submitted,

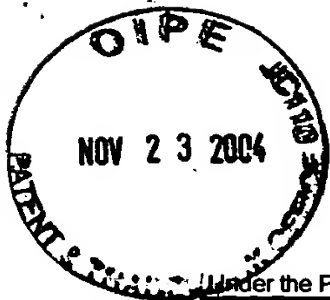
Megan E. Williams, Esq.
Reg. No. 43,270
LAHIVE & COCKFIELD, LLP
28 State Street
Boston, MA 02109
(617) 227-7400

I hereby certify that this correspondence is being deposited with the U.S. Postal Service as Express Mail, Airbill No. EV418603965, in an envelope addressed to: MS ISSUE FEE Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on the date shown below.

Dated: November 23, 2004

Signature:

(Megan E. Williams)



PTO/SB/21 (09-04)

Approved for use through 07/31/2006. OMB 0651-0031

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

TRANSMITTAL FORM (to be used for all correspondence after initial filing)		Application Number	09/847960-Conf. #6153
		Filing Date	May 2, 2001
		First Named Inventor	Susan E. SWIFT
		Art Unit	1639
		Examiner Name	B. M. Celsa
Total Number of Pages in This Submission	5	Attorney Docket Number	RGV-012

ENCLOSURES (Check all that apply)		
<input checked="" type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input type="checkbox"/> Amendment/Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Reply to Missing Parts/ Incomplete Application <input type="checkbox"/> Reply to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____ <input type="checkbox"/> Landscape Table on CD	<input type="checkbox"/> After Allowance Communication to TC <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Other Enclosure(s) (please Identify below): - Part B Issue Fee Transmittal (PTOL- 85) - Certificate of Express Mailing - Return Receipt Postcard - Application for Patent Term Adjustment - Copy of Return Receipt Postcard Date-Stamped October 18, 2001
Remarks		

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT			
Firm Name	LAHIVE & COCKFIELD, LLP		
Signature			
Printed name	Megan E. Williams		
Date	11/23/04	Reg. No.	43,270

I hereby certify that this correspondence is being deposited with the U.S. Postal Service as Express Mail, Airbill No. EV418603965, in an envelope addressed to: MS Issue Fee, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on the date shown below.	
Dated: 11/23/04	Signature: (Megan E. Williams)



Application No. (if known): 09/847960

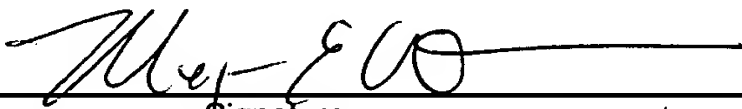
Attorney Docket No.: RGV-012

Certificate of Express Mailing Under 37 CFR 1.10

I hereby certify that this correspondence is being deposited with the United States Postal Service as Express Mail, Airbill No. EV418603965 in an envelope addressed to:

MS Issue Fee
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

on 11/23/04
Date


Signature

Megan E. Williams

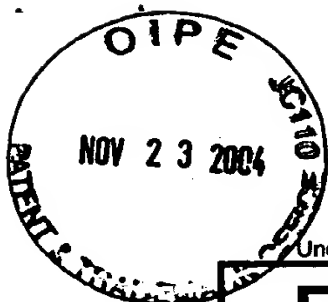
Typed or printed name of person signing Certificate

43,270
Registration Number, if applicable

(617) 227-7400
Telephone Number

Note: Each paper must have its own certificate of mailing, or this certificate must identify each submitted paper.

Part B Issue Fee Transmittal (PTOL-85) (1 page);
Transmittal Form (1 page);
Fee Transmittal Form (1 page, in duplicate);
Certificate of Express Mailing (1 page);
Application for Patent Term Adjustment (1 page, in duplicate);
Copy of Return Receipt Postcard Date-Stamped
October 18, 2001 (1 page);
Return Receipt Postcard; and
Charge \$915.00 to deposit account 12-0080.



FEE TRANSMITTAL for FY 2005

Effective 10/01/2004. Patent fees are subject to annual revision.

☒ Applicant claims small entity status. See 37 CFR 1.27

TOTAL AMOUNT OF PAYMENT (\$) 915.00

Complete if Known

Application Number	09/847960-Conf. #6153
Filing Date	May 2, 2001
First Named Inventor	Susan E. SWIFT
Examiner Name	B. M. Celsa
Art Unit	1639
Attorney Docket No.	RGV-012

METHOD OF PAYMENT (check all that apply)

☐ Check ☐ Credit Card ☐ Money Order ☐ Other ☐ None

☒ Deposit Account:

Deposit
Account
Number

12-0080

Deposit
Account
Name

Lahive & Cockfield, LLP

The Director is authorized to: (check all that apply)

☒ Charge fee(s) indicated below ☒ Credit any overpayments

☒ Charge any additional fee(s) or any underpayment of fee(s)

☐ Charge fee(s) indicated below, except for the filing fee to the above-identified deposit account.

FEE CALCULATION (continued)

3. ADDITIONAL FEES

Large Entity		Small Entity		Fee Description	Fee Paid
Fee Code	Fee (\$)	Fee Code	Fee (\$)		
1051	130	2051	65	Surcharge - late filing fee or oath	
1052	50	2052	25	Surcharge - late provisional filing fee or cover sheet.	
1053	130	1053	130	Non-English specification	
1812	2,520	1812	2,520	For filing a request for <i>ex parte</i> reexamination	
1804	920*	1804	920*	Requesting publication of SIR prior to Examiner action	
1805	1,840*	1805	1,840*	Requesting publication of SIR after Examiner action	
1251	110	2251	55	Extension for reply within first month	
1252	430	2252	215	Extension for reply within second month	
1253	980	2253	490	Extension for reply within third month	
1254	1,530	2254	765	Extension for reply within fourth month	
1255	2,080	2255	1,040	Extension for reply within fifth month	
1401	340	2401	170	Notice of Appeal	
1402	340	2402	170	Filing a brief in support of an appeal	
1403	300	2403	150	Request for oral hearing	
1451	1,510	1451	1,510	Petition to institute a public use proceeding	
1452	110	2452	55	Petition to revive - unavoidable	
1453	1,370	2453	685	Petition to revive - unintentional	
1501	1,370	2501	685	Utility issue fee (or reissue)	685.00
1502	490	2502	245	Design issue fee	
1503	660	2503	330	Plant issue fee	
1460	130	1460	130	Petitions to the Commissioner	
1807	50	1807	50	Processing fee under 37 CFR 1.17(q)	
1806	180	1806	180	Submission of Information Disclosure Stmt	
8021	40	8021	40	Recording each patent assignment per property (times number of properties)	
1809	790	2809	395	Filing a submission after final rejection (37 CFR 1.129(a))	
1810	790	2810	395	For each additional invention to be examined (37CFR 1.129(b))	
1801	790	2801	395	Request for Continued Examination (RCE)	
1802	900	1802	900	Request for expedited examination of a design application	
Other fee (specify)		8001	Printed copy of patent w/o color		30.00
		1455	Filing an application for patent term adjustment		200.00

FEE CALCULATION

1. BASIC FILING FEE

Large Entity		Small Entity		Fee Description	Fee Paid
Fee Code	Fee (\$)	Fee Code	Fee (\$)		
1001	790	2001	395	Utility filing fee	
1002	350	2002	175	Design filing fee	
1003	550	2003	275	Plant filing fee	
1004	790	2004	395	Reissue filing fee	
1005	160	2005	80	Provisional filing fee	

SUBTOTAL (1) (\$) 0.00

2. EXTRA CLAIM FEES FOR UTILITY AND REISSUE

Total Claims	Extra Claims	Fee from below	Fee Paid
-20** =	x	=	
Independent Claims	-3** =	x	
Multiple Dependent			

Large Entity		Small Entity		Fee Description
Fee Code	Fee (\$)	Fee Code	Fee (\$)	
1202	18	2202	9	Claims in excess of 20
1201	88	2201	44	Independent claims in excess of 3
1203	300	2203	150	Multiple dependent claim, if not paid
1204	88	2204	44	** Reissue independent claims over original patent
1205	18	2205	9	** Reissue claims in excess of 20 and over original patent

SUBTOTAL (2) (\$) 0.00

**or number previously paid, if greater; For Reissues, see above

*Reduced by Basic Filing Fee Paid

SUBTOTAL (3) (\$) 915.00

SUBMITTED BY

Name (Print/Type) Megan E. Williams

Registration No.
(Attorney/Agent)

43,270

(Complete (if applicable))

Telephone (617) 227-7400

Signature

Megan E. Williams

Date

11/23/04

I hereby certify that this correspondence is being deposited with the U.S. Postal Service as Express Mail, Airbill No. EV418603965, in an envelope addressed to: MS Issue Fee, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on the date shown below.

Dated: 11/23/04

Signature:

Megan E. Williams

(Megan E. Williams)



FLEHR HOHBACH TEST
ALBRITTON & HERBERT LLP
Applicant: Swift et al.
Serial No.: 09/847,960

File No. A-69332-1/RMS/JJD
(Rigel)

For: *RNAse Probe Protection Assays in Screening for
Modulators of Immunoglobulin Germline Transcription*

Please acknowledge receipt of the enclosed

- ☒ Prelim. Amd., Pet. for Ext. of Time, Chk for \$55 (1mo/Sm. Entity)
- ☒ Sub. of Formal Drawings, Copy of Not. of Incomplete Reply, Nine
- ☒ sheets of drawings

by imprinting the Patent Office "date stamp" hereon and returning
to the addressee indicated on the reverse.

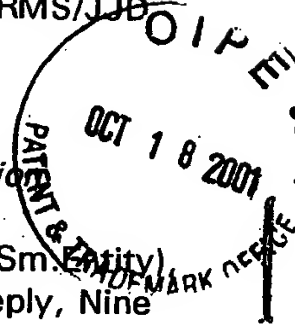
Due: October 15, 2001
(Oct. 13 = Saturday)

Certificate of Mailing: October 15, 2001

JJD:mec

JJD

1065120



BEST AVAILABLE COPY